

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|--|---|----------------------|
| IN RE: AVANDIA MARKETING, SALES | : | MDL NO. 1871 |
| PRACTICES AND PRODUCTS | : | 07-MD-01871 |
| LIABILITY LITIGATION | : | |
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| THIS DOCUMENT APPLIES TO: | : | HON. CYNTHIA M. RUFÉ |
| | : | |
| SAMUEL MORGAN JR. | : | CIVIL ACTION |
| <i>on behalf of himself and all others similarly</i> | : | |
| <i>situated</i> | : | |
| v. | : | |
| | : | |
| SMITHKLINE BEECHAM CORPORATION | : | |
| d/b/a GLAXOSMITHKLINE | : | NO. 10-2401 |

ORDER

AND NOW, this 10th day of July 2013, upon consideration of Defendant's Motion to Dismiss [Doc. No. 19] and the response and reply thereto, it is hereby **ORDERED** that the Motion is **GRANTED** for the reasons set forth in the accompanying Memorandum Opinion. The Amended Complaint is **DISMISSED** with prejudice. The Clerk is directed to **CLOSE** the case.

It is so **ORDERED**.

BY THE COURT:


CYNTHIA M. RUFÉ, J.